



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FOGG & POWERS LLC
10 SOUTH FIFTH STREET
SUITE 1000
MINNEAPOLIS MN 55402

COPY MAILED

AUG 06 2007

OFFICE OF PETITIONS

In re Application of :
Baker :
Application No. 10/828,722 : DECISION ON PETITION
Filed: April 21, 2004 :
Attorney Docket No. 100.441US01 :

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed January 26, 2007, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely pay the issue fee on or before September 6, 2006, as required by the Notice of Allowance and Fee(s) Due, mailed June 6, 2006. Accordingly, the date of abandonment of this application is September 7, 2006. A Notice of Abandonment was mailed on October 12, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of payment of the issue fee of \$1,400.00 and the publication fee of \$300.00 and a completed PTOL-85B, (2) the petition fee of \$1,500.00; and (3) an acceptable statement of unintentional delay.

The statement of unintentional delay was not signed by a person who would have been in a position of knowing that the delay in filing a timely response was unintentional. In the event that practitioner has no knowledge that the delay was in fact unintentional, practitioner should make a reasonable inquiry to ascertain that, in fact, the delay was unintentional. If practitioner discovers that the delay was intentional, practitioner must so notify the Office.

The request to change the correspondence address to customer number 26263, filed January 26, 2007, will not be entered because it is signed by an attorney has not been empowered. A courtesy copy of this decision will be mailed to the address listed on the petition. All future

correspondence will be mailed to the address of record until appropriate change of correspondence address documents are filed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.

This application is being referred to Publishing Division for processing into a patent.

A handwritten signature in black ink, reading "Shirene Willis Brantley". The signature is fluid and cursive, with the first name "Shirene" being the most prominent.

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions

CC: TAREK N. FAHMI
SONNENSCHNEN NATH & ROSENTHAL LLP
P.O. BOX 061080, WACKER DRIVE STATION
SEARS TOWER
CHICAGO IL 60606-1080